

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No. : 10/657,096 Confirmation : 9845

Applicant(s) : Bamdad BAHAR, et al.

Filed : September 9, 2003

Title : SOLID ELECTROLYTE COMPOSITE FOR ELECTROCHEMICAL REACTION APPARATUS

Art Unit : 1745

Examiner : Angela J. MARTIN

Docket No. : 1004272.108US

Customer No. : 85775

**COMMUNICATION IN RESPONSE TO
THE OCTOBER 26, 2009 OFFICE ACTION**

Mail Stop _____
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This paper relates to the non-final office action dated October 26, 2009.

After reviewing the Office Action, Applicant has noted several errors in the Office Action which render it incorrect and/or incomplete. Pursuant to MPEP §710.06, Applicants respectfully request correction of these errors and a restarting of the period for reply. Applicants' counsel contacted the Examiner by telephone on November 24, but was unable to speak with the Examiner.

Appl. No. 10/657,096
Paper dated November 25, 2009
Response to Office Action dated October 26, 2009

Without getting into the substance of the rejections, the errors in the Office Action include:

- Failure to address pending claims 27-31 in the office action (which were added in the October 21, 2008 Amendment to which the Office Action purports to respond);
- The inclusion of claim 15 within the text of the Section 102 rejection and also within the text of the Section 103 rejection. Applicants believe that it was intended only to be included in the Section 103 rejection, but would like an appropriate correction.

In the event that a telephone conference would facilitate this request, the examiner is invited to contact the undersigned at the number provided.

THE COMMISSIONER IS HEREBY AUTHORIZED TO CHARGE ANY ADDITIONAL FEES WHICH MAY BE REQUIRED FOR THE TIMELY CONSIDERATION OF THIS AMENDMENT UNDER 37 C.F.R. §§ 1.16 AND 1.17, OR CREDIT ANY OVERPAYMENT TO DEPOSIT ACCOUNT NO. 50-4827, ORDER NO. 1004272.108US.

Respectfully submitted,
LOCKE LORD BISSELL & LIDDELL
LLP

Dated: November 25, 2009

By: /s/Matthew K. Blackburn
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